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DOCKET NO.: B1136.70000US03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Edward Ingenito
Serial No.: 10/069,307
Confirmation No.: 1962
Filed: September 26, 2002
For: TISSUE VOLUME REDUCTION

Examiner: Catherine Serke Williams
Art Unit: 3763

MAIL STOP AMENDMENT

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- Preliminary Amendment
- Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,
Edward Ingenito, Applicant

By:

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PRELIMINARY AMENDMENT

Sir:

This Amendment is submitted further to a telephone communication from Examiner Williams on September 14, 2004 regarding unity of invention. As discussed in the Remarks on page 8, Applicant elects with traverse to pursue Group I claims relating to pending claim 1.

Prior to further examination and/or consideration for unity of invention, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this amendment.

Remarks begin on page 8 of this amendment.